



Express Mail No.: EV 860865712 US

IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 10/522,320
371(c) Date: October 17, 2005
Applicants: John L. Schenk and Allison C. Lindsey
Title: Sperm Cell Process System
Examiner: Tiffany M. Gough
Art Unit: 1657
Assignee: XY, Inc.
Attorney Docket: XY-Optimum-USNP
Customer No.: 33549
Confirmation No.: 6962

LETTER OF TRANSMITTAL

1. Information Disclosure Statement pursuant to 37 C.F.R. 1.97 (b)(3) along with a copy of each Foreign Patent Document and Non-Patent Literature Document cited – no fee is believed to be required;
2. this Letter of Transmittal;
3. a Certificate of Express Mailing; and
4. Return Post Card.

Please address all future correspondence to the address associated with customer number 33549 (Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, CO 80521).

I have this 12 day of June, 2008, either myself personally or through my direction of staff at this office, deposited all of the items in the above letter of transmittal with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Dated this 12 day of June, 2008.

Respectfully Submitted,
SANTANGELO LAW OFFICES, P.C.

By: Nicole A. Ressue
Nicole A. Ressue
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number	10522320
Filing Date	2005-10-17
First Named Inventor	John L. Schenk
Art Unit	1657
Examiner Name	Tiffany M. Gough
Attorney Docket Number	XY-Optimum-USNP

CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☒ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	<i>Nicole A. Ressue</i>	Date (YYYY-MM-DD)	2008-06-12
Name/Print	Nicole A. Ressue	Registration Number	48,665

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**



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CERTIFICATE OF EXPRESS MAILING

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.
2. I have this day deposited the attached Information Disclosure Statement Pursuant to 37 CFR §1.97(b)(3) along with a copy of each Foreign Patent Document and Non-Patent Literature Document cited; Letter of Transmittal; and return post card with the United States Postal Service as Express Mail, postage prepaid, for mailing to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Dated this 12 day of June, 2008.



Cheryl A. Swanson